

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re:)	
)	Chapter 11
CALIFORNIA PIZZA KITCHEN, INC., <i>et al.</i> , ¹)	Case No. 20-33752 (MI)
Debtors.)	(Jointly Administered)
)	

**AGENDA FOR HEARING SCHEDULED FOR OCTOBER 29, 2020,
AT 3:30 P.M. (PREVAILING CENTRAL TIME), BEFORE JUDGE ISGUR AT
THE UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT
OF TEXAS, AT COURTROOM 404, 515 RUSK STREET, HOUSTON, TEXAS 77002**

The above-captioned debtors and debtors in possession (collectively, the “Debtors”) hereby file their agenda for matters set for hearing on October 29, 2020, at 3:30 p.m. (prevailing Central Time).

CONFIRMATION MATTERS:

1. Second Amended Joint Chapter 11 Plan of Reorganization of California Pizza Kitchen, Inc. and Its Debtor Affiliates [Docket No. 588].

Plan Supplement Documents:

- A. Notice of Filing of Plan Supplement for the First Amended Joint Chapter 11 Plan of Reorganization of California Pizza Kitchen, Inc. and Its Debtor Affiliates [Docket No. 502].
- B. Notice of Filing of First Amended Plan Supplement for the First Amended Joint Chapter 11 Plan of Reorganization of California Pizza Kitchen, Inc. and Its Debtor Affiliates [Docket No. 579].
- C. Notice of Filing of Second Amended Plan Supplement for the Second Amended Joint Chapter 11 Plan of Reorganization of California Pizza Kitchen, Inc. and Its Debtor Affiliates [Docket No. 592].

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number, are: California Pizza Kitchen, Inc. (0623); California Pizza Kitchen of Annapolis, Inc. (4806); CPK Holdings Inc. (2486); CPK Hospitality, LLC (3536); CPK Hunt Valley, Inc. (6751); CPK Management Company (1196); CPK Spirits, LLC (3614); and CPK Texas, LLC (3574). The location of the Debtors’ service address is: 1815 Hawthorne Boulevard, Redondo Beach, California 90278.

Filed Responses Received:

- A. Objection of the Regional Operating Company Affiliates of Sysco Corporation to Proposed Cure Amount [Docket No. 519].
- B. Objection of Castle & Cooke Commercial-Ca, Inc. to Debtors' Exhibit H, "Assumed Executory Contract and Unexpired Lease List," to "Plan Supplement for the First Amended Joint Chapter 11 Plan of Reorganization of California Pizza Kitchen, Inc. And Its Debtor Affiliates" [Doc. No. 502], and Proposed Cure Amount for Assumption of Real Property Lease [Docket No. 541].
- C. Ecolab Inc.'s Limited Objection and Reservation of Rights to Debtors' Cure Amount and Proposed Assumption and Assignment of Executory Contracts and Leases [Docket No. 543].
- D. Objection and Reservation of Rights of Washington Prime Group Inc. To the Debtors' Proposed Cure Costs and Assumption of Certain Unexpired Leases [Docket No. 546].
- E. Nestlé USA, Inc.'s Limited Objection and Reservation of Rights to the Confirmation of the Debtors' First Amended Joint Chapter 11 Plan of Reorganization and Reservation of Rights Regarding Debtors' Plan Supplement [Docket No. 547].
 - 1. Nestlé USA, Inc.'s Emergency Motion to Seal: (I) the Limited Objection and Reservation of Rights to the Confirmation of the Debtors' First Amended Joint Chapter 11 Plan of Reorganization and Reservation of Rights Regarding Debtors' Plan Supplement and (II) Declaration in Support Thereof [Docket No. 550].
- F. Limited Objection of Brookfield Properties Retail Landlords, BOP FIGAT7TH LLC, and BCAL 101 North Brand Property LLC to Confirmation of the First Amended Joint Chapter 11 Plan of Reorganization of California Pizza Kitchen, Inc. and Its Debtor Affiliates and Response to Debtors' Asserted Cure Costs [Docket No. 551].
- G. Objection and Joinder of H&H Retail Owner, LLC to Proposed Cure Amount [Docket No. 552].
- H. Limited Objection and Reservation of Rights of PPF RTL Atlantic Town Center, LLC and Regency Centers, L.P. with Respect to (I) the Debtors' First Amended Joint Chapter 11 Plan of Reorganization of California Pizza Kitchen, Inc. and Its Debtor Affiliates, and (II) Proposed Cure Amounts [Docket No. 553].
- I. Limited Objection and Reservation of Rights of CPT Riverside Plaza, LLC, CPT Shops at Rossmoor, LLC, Vestar DRM Opco, LLC, and Vestar RW Tempe Marketplace, LLC with Respect to (I) the Debtors' First Amended Joint Chapter 11

Plan of Reorganization of California Pizza Kitchen, Inc. and Its Debtor Affiliates, and (II) Proposed Cure Amounts [Docket No. 555].

- J. Objection of RPAI San Antonio Huebner Oaks Limited Partnership to Notice of Filing of Plan Supplement for the First Amended Joint Chapter 11 Plan of Reorganization of California Pizza Kitchen, Inc. and Its Debtor Affiliates [Docket No. 556].
- K. Objection of Certain Landlords to First Amended Joint Chapter 11 Plan of Reorganization of California Pizza Kitchen, Inc. and Its Debtor Affiliates, and [Docket No. 563].
- L. Limited Objection and Reservation of Rights of MS Tarzana LLC with Respect to (I) First Amended Joint Chapter 11 Plan of Reorganization of California Pizza Kitchen, Inc. and Its Debtor Affiliates, and (II) the Proposed Cure Amounts Related to the Same[Docket No. 577].
- M. Objection of VEREIT Real Estate, L.P., to Notice of Cure Amounts and Assumption of Executory Contracts and Leases [Docket No. 578].
- N. Limited Objection and Reservation of Rights of Landlord, BP Prucenter Acquisition LLC, Regarding Proposed Cure Amount Set Forth in Assumed Executory Contract and Unexpired Lease List Filed with Plan Supplement [Docket No. 583].

Related Documents:

- A. Notice of Filing of Committee's Letter in Support of Plan [Docket No. 477].
- B. Notice of Valuation Analysis [Docket No. 589].

Confirmation Brief and Supporting Declarations:

- A. Declaration of Stuart Erickson in Support of Confirmation of the Second Amended Joint Chapter 11 Plan of Reorganization of California Pizza Kitchen, Inc. and Its Debtor Affiliates [Docket No. 590].
- B. Declaration of Jonathan Tibus in Support of Confirmation of the Second Amended Joint Chapter 11 Plan of Reorganization of California Pizza Kitchen, Inc. and Its Debtor Affiliates [Docket No. 591].
- C. Debtors' Memorandum of Law in Support of Confirmation of the Second Amended Joint Chapter 11 Plan of Reorganization of California Pizza Kitchen, Inc. and Its Debtor Affiliates [Docket No. 594].

Voting Report:

- A. Declaration of James Daloia of Prime Clerk LLC Regarding the Solicitation of Votes and Tabulation of Ballots Cast on the Second Amended Joint Chapter 11 Plan of Reorganization of California Pizza Kitchen, Inc. and Its Debtor Affiliates [Docket No. 584].

Proposed Confirmation Order:

- A. *Proposed* Findings of Fact, Conclusions of Law, and Order Confirming the Second Amended Joint Chapter 11 Plan of Reorganization of California Pizza Kitchen, Inc. and Its Debtor Affiliates [Docket No. 595].

Disclosure Statements, Scheduling Order:

- A. Order (I) Approving the Adequacy of the Disclosure Statement, (II) Approving the Solicitation and Notice Procedures with Respect to Confirmation of the Debtors' Proposed Joint Plan of Reorganization, (III) Approving the Forms of Ballots and Notices in Connection Therewith, and (IV) Scheduling Certain Dates with Respect Thereto [Docket No. 426].
- B. Disclosure Statement for the First Amended Joint Chapter 11 Plan of Reorganization of California Pizza Kitchen, Inc. and Its Debtor Affiliates (Solicitation Version) [Docket No. 434].

Affidavits Regarding Publication of Notice of Hearing and Service of Solicitation Related to Confirmation of the Chapter 11 Plan:

- A. Affidavit of Publication in The Wall Street Journal [Docket No. 451].
- B. Affidavit of Publication in the Houston Chronicle [Docket No. 452].
- C. Affidavit of Service of Solicitation Materials [Docket No. 566]

Status: This matter is going forward.

WITNESS-EXHIBIT LISTS:

2. Nestlé USA, Inc.'s Witness and Exhibit List for Hearing on October 29, 2020, at 3:30 P.M. (CT) [Docket No. 581].
3. Debtors' Witness and Exhibit List for Hearing Scheduled for October 29, 2020, at 3:30 P.M. (Prevailing Central Time) [Docket No. 582].
 - A. Debtors' Amended Witness and Exhibit List for Hearing Scheduled for October 29, 2020, at 3:30 P.M. (Prevailing Central Time) [Docket No. 593].

4. DIP Lenders' and Ad Hoc First Lien Lender Group's Witness and Exhibit List for Hearing on October 29, 2020 [Docket No. 585].

Dated: October 29, 2020
Houston, Texas

/s/ Matthew D. Cavanaugh

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Co-Counsel for the Debtors and Debtors in Possession

Certificate of Service

I certify that on October 29, 2020, I caused a copy of the foregoing document to be served by the Electronic Case Filing System for the United States Bankruptcy Court for the Southern District of Texas.

/s/ Matthew D. Cavanaugh

Matthew D. Cavanaugh